

TOWN OF HARTLY
P.O. Box 181
HARTLY, DE 19953

MEETING MINUTES

Thursday, August 11th, 2016

I. Call to Order and Roll Call

Meeting was called to order by Christine Oldham at 7:11 PM.

Council Present:

| | |
|----------------|------------------|
| Mark Maguire | Christine Oldham |
| Suzanne Morris | Victoria Norris |
| Ray Morris | |

Public Attendees:

| | |
|----------------|--------------------|
| Jean Bracken | Henry Fortney |
| Jenny Fortney | Jeff Spiegelman |
| Howard Coleman | Robert Weissenfluh |
| Cynthia Swyka | Betsy Beamesderfer |

II. Invocation & Pledge of Allegiance

Suzanne Morris provided Invocation.

Christine Oldham led in Pledge of Allegiance.

III. Approval of Previous Minutes/Approval of Tonight's Agenda

Mark Maguire motioned, Suzanne Morris 2nd, approval of previous Meeting Minutes. Motion carried:

| Council Member | Yes - Agree | No – Disagree | Absent | Withhold Vote |
|------------------|-------------|---------------|--------|---------------|
| Mark Maguire | X | | | |
| Victoria Norris | X | | | |
| Suzanne Morris | X | | | |
| Ray Morris | | | X | |
| Christine Oldham | X | | | |

Suzanne Morris motioned, Victoria Norris 2nd, approval of tonight's agenda. Motion carried:

| Council Member | Yes - Agree | No – Disagree | Absent | Withhold Vote |
|------------------|-------------|---------------|--------|---------------|
| Mark Maguire | X | | | |
| Victoria Norris | X | | | |
| Suzanne Morris | X | | | |
| Ray Morris | | | X | |
| Christine Oldham | X | | | |

IV. Reports

a. Treasury

See Report. Total Ending of all Balances in all accounts \$19,392.48

Mark Maguire motioned, Suzanne Morris 2nd, to accept the Treasury Report as read. Motion carried:

| Council Member | Yes - Agree | No – Disagree | Absent | Withhold Vote |
|------------------|-------------|---------------|--------|---------------|
| Mark Maguire | X | | | |
| Victoria Norris | X | | | |
| Suzanne Morris | X | | | |
| Ray Morris | | | X | |
| Christine Oldham | X | | | |

b. Building Permits

- Provided application to town resident for a portable car port.
- Church needs a new Well installed and church is working with DNREC to get a variance. Mr & Mrs Fornety will discuss under new business
- Family Dollar regarding the Town Sign will be brought up under Unfinished Business.

c. Correspondence

- Received correspondence from State Treasury regarding issuance of FY2017 MSA funds, received \$532.85.
- Delaware Bicycle Council Information
- MOU from Kent County received
- Save the date information regarding FOIA training in October
- Carl Luft – regarding DSU Org
- OSPC – Need annual report for Comprehensive Plan completed and returned.
- 2016 US Commerce Census Bureau – Christine completed on-line
- Invitation to Camden Town Hall Meeting (already past)
- Invitation to Golf event – Thursday Oct 6th

V. Unfinished Business

a. Fund Raising Committee (Future Events & Holiday Event Results)

Suzanne and Christine – No report. Committee members: Christine Oldham, Suzanne Morris, Cathy Samardza, Sally Wojcieszyn.

b. Family Dollar Updates

Mark reported construction is moving forward. There is an issue with the center triangle. DelDOT is requiring FD to put in a sidewalk and the Town of Hartly sign must be moved to do so. Mark recommends the tree be moved back towards the tree. Hunt Reality asked when Comp Plan would be approved

by Governor Markell and when would annexation be completed. Per Suzanne the Comp Plan was presented to the Governor Office on May 18th. OSPC requires one more document from Kent County that Suzanne is working on obtaining prior to approving the annexation.

Anticipate Family Dollar opening in November 2016

c. Restitution from Richie Casson

Suzanne reported we will discuss Casson case with our Town Solicitor. Victoria reported a \$50.00 payment received in the past month.

d. Sidewalks (TAP)

Mark Maguire reported that there is no new information to report.

e. Town Council Liability Insurance (proposals/quotes)

Christine will set up meeting with Brent from Pratt Insurance end of August.

f. Finance Committee update on Property Tax Review

Suzanne created (was distributed) a spreadsheet identifying Town tax assessment and tax statements and a sample 2017 Budget report. Additionally, distributed a published copy of a report showing all Kent County municipal tax rates. Hartly was misreported in this report, Town tax is .002.

Council discussed various avenues regarding Tax Rate increase and Street Light fee. It was agreed a Street Light Impact fee should cover the cost of annual street light cost including the agreed upon contract with Delmarva Power.

Mark Maguire motioned, Victoria Norris 2nd, to increase the tax rate for 2017 to .005 and to implement \$100.00 Street Light Impact fee to be billed in Jan of each year with a 60 day payment due date. And letter to be drafted to Town residents regarding these changes.

| Council Member | Yes - Agree | No – Disagree | Absent | Withhold Vote |
|------------------|-------------|---------------|--------|---------------|
| Mark Maguire | X | | | |
| Victoria Norris | X | | | |
| Suzanne Morris | X | | | |
| Ray Morris | X | | | |
| Christine Oldham | X | | | |

VI. Other unfinished business as may be necessary for discussion and /or action

Have not received any new information from Delmarva Power regarding our request to remove one Street Light and credit bill for a street light that is non-existent. Christine will send a certified letter regarding this matter.

VII. New Business

a. Other new business as may be necessary for discussion and/or action

Town Council discussed concerns regarding the Town of Hartly sign in the triangle of intersection.

Suzanne Morris motioned, Victoria Norris 2nd, Family Dollar to move the Town of Hartly sign back to whatever is necessary to install the DelDOT required sidewalk (towards the tree), including the electric box that is attached to the sign, and replace the current tree with a minimum 6' Douglas Fir; FD to incur all expenses related to all; and in the case that damages may occur to the sign during the move, FD would repair. Motion passed.

| Council Member | Yes - Agree | No – Disagree | Absent | Withhold Vote |
|------------------|-------------|---------------|--------|---------------|
| Mark Maguire | X | | | |
| Victoria Norris | X | | | |
| Suzanne Morris | X | | | |
| Ray Morris | X | | | |
| Christine Oldham | X | | | |

The floor was turned over to Mr. Fortney to explain the installation of a Well for the Hartly Methodist Church. Petition to DNREC for variance for placement of new Well. Well will be a 300' deep well to reach the Piney Point Aqua. Reason for deep well is partially due to brownfield across the road and the failing septic's (prior to sewer installation). In the councils opinion if DNREC approves the variance the town would not have any issues. Town should draft a letter to John's Well Service indicating are agreement as long as DNREC approves variance and that the Church provide a set of plans to the town for filing purposes.

Mark Maguire motioned, Suzanne Morris 2nd motion to send a letter to Johns well Service indicating the Town's agreement as long as DNREC approves the variance and that the church provides a set of plans to the Town for filing.

| Council Member | Yes - Agree | No – Disagree | Absent | Withhold Vote |
|------------------|-------------|---------------|--------|---------------|
| Mark Maguire | X | | | |
| Victoria Norris | X | | | |
| Suzanne Morris | X | | | |
| Ray Morris | X | | | |
| Christine Oldham | X | | | |

Suzanne reported that the Hartly Learning Center on North Street, property records indicate there is no building on the property and therefore the parcel assessment is based only on LAND. Suzanne contacted Kent County and is waiting for Shirley Toms to respond to the message. Victoria talked with Kent County Assessment Office and they do not do individual property re-assessments. They only perform an entire county wide and there is not a County re-assessment planned. Suzanne will review parcel records to determine if there are other errors that must be corrected

Lawrence Frank house is on Sheriff Sales and Suzanne needs information on back taxes of the property to report to the sheriff's department.

Howard Coleman (Mayor of Kenton) has taken ownership of Mr. Scott's property. Mayor Coleman has not determined what will be done with the property at this time. Mayor Coleman has been informed from Kent County that there are about \$9000.00 back taxes

owed to Kent County. Mark informed Mr. Coleman that there is structure damage and the County has been notified and to please keep us informed of his intentions.

Christine and council discussed the issuance of a Business License & Solicitor Permit Ordinance. License issuance should be based on the Town's Fiscal Year. It was suggested the cost be \$50.00. Counter argument to a business license ordinance, because of the amount of work needed to be done in town it might be advantageous to hold off to initiating this type of ordinance. Tabled for further discussion at a later meeting.

VIII. Public Comment / Council Member Comment

- None

IX. Adjournment

Ray Morris motioned, Mark Maguire 2nd motion, to adjourn, motion carried.

| Council Member | Yes - Agree | No – Disagree | Absent | Withhold Vote |
|------------------|-------------|---------------|--------|---------------|
| Victoria Norris | X | | | |
| Suzanne Morris | X | | | |
| Ray Morris | X | | | |
| Christine Oldham | X | | | |
| Mark Maguire | X | | | |